

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-432890-001 DT

05/16/2014

HONORABLE ROBERT L. GOTTSFIELD

CLERK OF THE COURT
N. McKinney
Deputy

STATE OF ARIZONA

JEROME FENTON

v.

FLOYD L MCAULIFF (001)
DOB: 2/10/1954

MITCHELL WEINSTEIN

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
AZ DOC
D & C MATERIALS-CSC
DISPOSITION CLERK-CSC
MCSO-ATTN RECORDS MANAGER
RFR

SENTENCE OF IMPRISONMENT

8:31 a.m.

State's Attorney:	Vince Goddard
Defendant's Attorney:	Mitchell Weinstein
Defendant:	Present
Court Reporter:	April Hunt

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 Failure to Register as a Sex Offender
Class 4 Felony with One Prior Felony Conviction
A.R.S. § 13-3821, 13-3822, 13-3824, 13-3825, 13-610, 13-701, 13-702, 13-703, 13-801, 13-901, 13-902(F)
Date of Offense: on or about 7/14/2013
Non Dangerous - Repetitive

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AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 3 year(s) from 5/16/2014
Presentence Incarceration Credit: 306 day(s)
Minimum

Pursuant to A.R.S. § 13-604, the Court finds that the Defendant has been convicted of the following prior felony offenses:

Attempted Molestation of a Child, a class 3 Non Dangerous felony committed on 5/6/2005 and convicted on 5/1/2006 in Yavapai County Superior Court CR82-0050436.

The Defendant was represented by counsel.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

ASSESSMENTS:

Count 1: Sex Offender Penalty - \$250.00, payable to the Sex Offender Monitoring Fund.

Count 1: PROBATION SURCHARGE: \$20.00.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

PENALTY ASSESSMENT - A.R.S. § 12-116.04: Count 1 - \$13.00.
Investigative Agency:

Phoenix Police Department

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Count 1 - Imposed pursuant to A.R.S. § 13-603(I).

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

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IT IS ORDERED granting the Motion to Dismiss the following: Allegation of all but ONE of defendant's prior adult felony convictions. Allegation that defendant was on adult felony probation at the time of this offense.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

Pursuant to A.R.S. § 13-3821(K), notification is made to the Sheriff of Maricopa County, Arizona.

IT IS ORDERED directing the Clerk of Court to seal Sentencing Memorandum filed on 5/16/2014, not to be opened without further order of the Court.

The above document is sealed this date by the above-named Deputy.

8:37 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE ROBERT L. GOTTSFIELD
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)